

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 19, 2007
SAN FRANCISCO, CALIFORNIA**

S055528**PEOPLE v. BARNWELL
(LAMAR)**

Rehearing denied.

The petition for rehearing is denied.

S138666 G033608 Fourth Appellate District, Div. 3**CORDER v. CORDER**

Rehearing denied.

S154018 B190874 Second Appellate District, Div. 7**LAWRENCE (SANDRA) ON H.C.**

Petition for review granted.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S153739 B188797 Second Appellate District, Div. 6**PEOPLE v. PACHECO**

Respondent's petition for review is GRANTED. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Towne*, S125677 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Appellants' petitions for review are denied.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S154088 C051841 Third Appellate District**MCADAMS v. MONIER**

The petition for review is GRANTED. Further action in this matter is deferred pending consideration and disposition of a related issue in *In re Tobacco II Cases*, S147345 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S154793 D050387 Fourth Appellate District, Div. 1 **PEOPLE v. CAESAR**

The petition for review is GRANTED. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Towne*, S125677 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S155465 E041047 Fourth Appellate District, Div. 2 **PEOPLE v. HEYDEN**

The petition for review is GRANTED. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Olguin*, S149303 and *People v. Lopez*, S149364 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court. Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S149331**GEREN (RANDY JAMES) ON H.C.**

The Director of the Department of Corrections and Rehabilitation is ordered to show cause before the Butte County Superior Court, when the matter is ordered on calendar, why petitioner is not entitled to the relief requested, as conceded by the Attorney General in his informal response filed with this court on June 15, 2007. The return is to be filed on or before October 19, 2007. Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S154227 E039828 Fourth Appellate District, Div. 2 **PEOPLE v. LOPEZ**

Respondent's petition for review is GRANTED. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, with directions to vacate its decision and to reconsider the cause in light of *People v. Black* (2007) 41 Cal.4th 799 and *People v. Sandoval* (2007) 41 Cal.4th 825. (Cal. Rules of Court, rule 8.528(d).) Appellant's petition for review denied. Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S154548 E039722 Fourth Appellate District, Div. 2 **PEOPLE v. CHEATUM**

Respondent's petition for review is GRANTED. The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, for reconsideration in light of *People v. Black* (2007) 41 Cal.4th 799 and *People v. Sandoval* (2007) 41 Cal.4th 285. Appellant's petition for review is denied.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S155951 H031756 Sixth Appellate District **CORBALIS v. S.C. (COHEN)**

Petition for review is GRANTED. The matter is transferred to the Court of Appeal, Sixth Appellate District, with directions to vacate its order denying petition for writ of mandate and to issue an alternative writ to be heard before that court when the proceeding is ordered on calendar. Request for stay of trial court proceedings is denied without prejudice to renewal in the Court of Appeal.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

S153844 B199505 Second Appellate District, Div. 2 **ALEXANDER v. S.C. (PEOPLE)**

Petition for review denied.

S153976 B178918 Second Appellate District, Div. 8 **MCNAIRY v. C.K. REALTY**

Petition for review denied.

S154025 D050970 Fourth Appellate District, Div. 1 **MAY v. S.C. (PEOPLE)**

Petition for review and application for stay denied.

S154153 A112875 First Appellate District, Div. 4 **PEOPLE v. EDMOND**

Petition for review denied.

S154213 A113397 First Appellate District, Div. 4 **OVERSTOCK.COM v. GRADIENT ANALYTICS**

Petitions for review denied.

The applications to appear as counsel pro hac vice are granted.

Werdegarr, J., was recused and did not participate.

S154215 B199680 Second Appellate District, Div. 5 **HILT (MICHAEL) ON H.C.**
Petition for review denied.
Kennard, Werdegarr, and Moreno, JJ., are of the opinion an order to show cause should be issued.

S154234 G036228/G036343 Fourth Appellate District, Div. 3 **QUARTZ OF SOUTHERN CALIFORNIA v. MULLEN BROTHERS**
Petition for review denied.

S154245 E041260 Fourth Appellate District, Div. 2 **PEOPLE v. FIELDS**
Petition for review denied.

S154294 E043322 Fourth Appellate District, Div. 2 **VANPOOL (STAR) ON H.C.**
Petition for review denied.

S154405 B188141 Second Appellate District, Div. 5 **PEOPLE v. HILL**
Petition for review denied.

S154414 D048546 Fourth Appellate District, Div. 1 **PEOPLE v. SPENCER**
Petition for review denied.

S154425 A113889 First Appellate District, Div. 4 **PEOPLE v. TIMMS**
Petition for review denied.

S154436 B191172 Second Appellate District, Div. 2 **PEOPLE v. FLORES**
Petition for review denied.

S154467 H030447 Sixth Appellate District **YANG v. CITY OF SAN JOSE**
Petition for review denied.

S154511 E039947 Fourth Appellate District, Div. 2 **PEOPLE v. GREEN**
Petition for review denied.

S154518 G037078 Fourth Appellate District, Div. 3
Petition for review denied.

PEOPLE v. URRUTIA

S154519 E039666 Fourth Appellate District, Div. 2
Petition for review denied.

PEOPLE v. FLORES

S154540 B188536 Second Appellate District, Div. 7
Petition for review denied.

PEOPLE v. NASIBI

S154544 A112498 First Appellate District, Div. 4
Petition for review denied.

W. (MELVIN), IN RE

S154571 B199944 Second Appellate District, Div. 8
Petition for review denied.

CHAVEZ (SANTOS) ON H.C.

S154572 H031577 Sixth Appellate District
Petition for review denied.

FURTADO (DONALD) ON H.C.

S154610 E040116 Fourth Appellate District, Div. 2
Petition for review denied.

PEOPLE v. BEDSWORTH

S154624 E043091 Fourth Appellate District, Div. 2
Petition for review denied.

MERCURIO v. S.C. (BENNETT)

S154628 F050368 Fifth Appellate District
Petition for review denied.

PEOPLE v. PATTON

S154642 G037459 Fourth Appellate District, Div. 3
Petition for review denied.

FATEHI, MARRIAGE OF

S154659 D048716 Fourth Appellate District, Div. 1 **PEOPLE v. MILLER**
Petition for review denied.
Kennard, Chin, and Moreno, JJ., are of the opinion the petition should be granted.

S154661 D048250 Fourth Appellate District, Div. 1 **PEOPLE v. MARTINEZ**
Petition for review denied.

S154663 A113171 First Appellate District, Div. 3 **COLLIER v. CITY OF SAN FRANCISCO**
Petition for review denied.

S154672 B191369 Second Appellate District, Div. 5 **PEOPLE v. GARCIA**
Petition for review denied.

S154705 E038779 Fourth Appellate District, Div. 2 **PEOPLE v. HOBBS**
Petition for review denied.

S154707 E043090 Fourth Appellate District, Div. 2 **HORTON v. S.C. (BEN BENNETT, INC.)**
Petition for review denied.

S154735 C053686 Third Appellate District **PEOPLE v. ADAMS**
Petition for review denied.

S154749 C056076 Third Appellate District **AARON (BUCK) ON H.C.**
Petition for review denied.

S154752 A118246 First Appellate District, Div. 1 **KAO (CHUNG) ON H.C.**
Petition for review denied.

S154768 B192917 Second Appellate District, Div. 1

Petition for review denied.

**LOS ANGELES COUNTY
POLICE OFFICERS
ASSOCIATION v. LOS
ANGELES COUNTY
EMPLOYEES RETIREMENT**

S154857 H029191 Sixth Appellate District
Petition for review denied.

WITT v. LANDIS

S154904 C055834 Third Appellate District

Petition for review denied.

**EDGINGTON v. W.C.A.B
(LANDMARK
ENTERTAINMENT GROUP)**

S154911 H030327 Sixth Appellate District
Petition for review denied.

DAWSON v. FRIEDMAN

S154949 A113042 First Appellate District, Div. 1
Petition for review denied.

DOBRIN v. MIDDAGH

S154989 E043439 Fourth Appellate District, Div. 2

Petition for review denied.

**MARTINEZ (DANIEL KEITH)
ON H.C.**

S154997 A112488 First Appellate District, Div. 2
Petition for review denied.

PEOPLE v. CLARK

S155006 D048879 Fourth Appellate District, Div. 1

Petition for review & publication request denied.

**VALENZUELA v. CITY OF SAN
DIEGO**

S155054 B190963 Second Appellate District, Div. 4
Petition for review denied.

BERKLEY v. DOWDS

S155060 F050605 Fifth Appellate District
Petition for review denied.

PEOPLE v. BRYANT

S155063 B187928 Second Appellate District, Div. 4
Petition for review denied.

PEOPLE v. SANTIVANES

S155075 B191517 Second Appellate District, Div. 5
Petition for review denied.

PEOPLE v. GONZALEZ

S155095 B191325 Second Appellate District, Div. 7
Petition for review denied.

PEOPLE v. EDWARDS

S155108 A117976 First Appellate District, Div. 2
Petition for review and application for stay denied.

NARANJO v. S.C. (PEOPLE)

S155109 F047223 Fifth Appellate District
Petition for review denied.

PEOPLE v. FULLER

S155111 C056210 Third Appellate District
Petition for review denied.

LANDI (MICHAEL J.) ON H.C.

S155138 B182407 Second Appellate District, Div. 3

Petition for review denied.

**HERNANDEZ v. ESTATE OF
CHARLES W. HOPKINS**

S155159 A113173 First Appellate District, Div. 1

Petition for review denied.

**JACKSON v. CITY OF
OAKLAND**

S155178 A112364 First Appellate District, Div. 4

**VETERAN POLICE OFFICERS
ASSOCIATION v.
RETIREMENT BOARD OF SAN
FRANCISCO**

Petition for review denied.

S155188 E042240 Fourth Appellate District, Div. 2

**FREDERICKS v. SANTA ROSA
COVE ASSOCIATION**

Petition for review denied.

S155194 C056067 Third Appellate District

**B. (FRANK) v. S.C. (SAN
JOAQUIN COUNTY HUMAN
SERVICES)**

Petition for review denied.

S155210 B189745 Second Appellate District, Div. 6

**MARTINEZ v. BOARD OF
TRUSTEES**

Petition for review denied.

S155214 E040484 Fourth Appellate District, Div. 2

PEOPLE v. GALVAN

Petition for review denied.

S155228 G036422 Fourth Appellate District, Div. 3

SIMON, MARRIAGE OF

Petition for review denied.

S155229 C053516 Third Appellate District

PEOPLE v. TEASLEY

Petition for review denied.

S155282 A118398 First Appellate District, Div. 4

FERNANDO (LORETO) ON H.C.

Petition for review denied.

S155303 D048359 Fourth Appellate District, Div. 1

PEOPLE v. BATES

Petition for review denied.

S155304 D048360 Fourth Appellate District, Div. 1
Petition for review denied.

PEOPLE v. BATES

S155309 C052310 Third Appellate District
Petition for review denied.

PEOPLE v. SOTO

S155310 B198848 Second Appellate District, Div. 6
Petition for review denied.

FRANKLIN (ERNEST) ON H.C.

S155311 H029779 Sixth Appellate District
Petition for review denied.

PEOPLE v. FERNANDO

S155323 C053093 Third Appellate District
Petition for review denied.

PEOPLE v. HOLLOWAY

S155325 A112643 First Appellate District, Div. 4
Petition for review denied.

PEOPLE v. RODRIGUEZ

S155333 F051765 Fifth Appellate District
Petition for review denied.

PEOPLE v. GUTIERREZ

S155342 C056342 Third Appellate District
Petition for review denied.

FALLON v. S.C. (YANES)

S155350 A111960 First Appellate District, Div. 1
Petition for review denied.

PEOPLE v. DAVIS

S155355 A118557 First Appellate District, Div. 2
Petition for review denied.

SPEED (MICHELLE), IN RE

S155361 F049673 Fifth Appellate District
Petition for review denied.

PEOPLE v. BOOTH

S155372 G039019 Fourth Appellate District, Div. 3
Petition for review denied.

L. (STEVE) ON H.C.

S155374 B157882 Second Appellate District, Div. 1
Petition for review denied.

EDWARDS (LARRY) ON H.C.

S155387 B199365 Second Appellate District, Div. 5
Petition for review denied.

CLEMENT (TIMOTHY) ON HC.

S155389 E040155 Fourth Appellate District, Div. 2
Petition for review denied.

PEOPLE v. EVANS

S155392 B191535 Second Appellate District, Div. 3
Petition for review denied.

PEOPLE v. SPENCER

S155393 F052838 Fifth Appellate District
Petition for review denied.

PEOPLE v. POTTS

S155395

ESQUIVIAS v. CA 2/1 (PEOPLE)

The petition for writ of mandate is denied without prejudice to the filing of a motion for modification of sentence with the Superior Court for Los Angeles County.

S155407 F048333 Fifth Appellate District
Petition for review denied.

PEOPLE v. LAFAVOR

S155416 C051786 Third Appellate District
Petition for review denied.

PEOPLE v. DAVIS

S155426 B189404 Second Appellate District, Div. 2 **PEOPLE v. DUNHAM**
Petition for review denied.

S155428 C053101 Third Appellate District **PEOPLE v. GLOVER**
Petition for review denied.

S155438 C053302 Third Appellate District **PEOPLE v. FRAZIER**
Petition for review denied.

S155459 G039033 Fourth Appellate District, Div. 3 **HERRON v. S.C. (HERRON)**
Petition for review denied.

S155464 B190867 Second Appellate District, Div. 8 **PEOPLE v. RAMOS**
Petition for review denied.

S155466 H030207 Sixth Appellate District **PEOPLE v. GONZALEZ**
Petition for review denied.

S155468 B200739 Second Appellate District, Div. 1 **JIMENEZ (ROBERT) ON H.C.**
Petition for review denied.

S155476 B195472 Second Appellate District, Div. 7 **PEOPLE v. HERON**
Petition for review denied.

S155485 B191169 Second Appellate District, Div. 3 **PEOPLE v. ANDERSON**
Petition for review denied.

S155488 B192404 Second Appellate District, Div. 3 **PEOPLE v. FARLOUGH**
Petition for review denied.

S155489 E040792 Fourth Appellate District, Div. 2
Petition for review denied.

PEOPLE v. LOPEZ-JUAREZ

S155490 F050045 Fifth Appellate District
Petition for review denied.

PEOPLE v. HERNANDEZ

S155526 B200279 Second Appellate District, Div. 3
Petition for review denied.

TARANGO (OSCAR) ON H.C.

S155558 B185306 Second Appellate District, Div. 5
Petition for review denied.

VENIT, MARRIAGE OF

S155581 B192324 Second Appellate District, Div. 6
Petition for review denied.

PEOPLE v. ROMERO

S155594 B200665 Second Appellate District, Div. 2
Petition for review denied.

ALEXANDER v. S.C. (PEOPLE)

S151866

**PRICE-MAHDI (JOSHUA) ON
H.C.**

Petition for writ of habeas corpus denied.

S152228

**SCHOPPE-RICO (JOHN M.) ON
H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709.)

S152343

RANER (DAVID) ON H.C.

Petition for writ of habeas corpus denied.

S152382

Petition for writ of habeas corpus denied.

**FLOWERS (ALVIN SCOTT) ON
H.C.****S152400**

Petition for writ of habeas corpus denied.

**TOLBERT (ROBERT LOUIS) ON
H.C.****S152424**Petition for writ of habeas corpus denied.
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**ARISTA (ALFRED) ON H.C.****S152430**Petition for writ of habeas corpus denied.
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)**ARREDONDO (ALFRED) ON
H.C.****S152433**

Petition for writ of habeas corpus denied.

**HELMS (GARY DOUGLAS) ON
H.C.****S152434**

Petition for writ of habeas corpus denied.

**CLINTON (JAMES DOUGLAS)
ON H.C.****S152435
H.C.**Petition for writ of habeas corpus denied.
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**MARSHALL (WILLIAM A.) ON****S152436**Petition for writ of habeas corpus denied.
(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**KISH (EDMUND B.) ON H.C.**

S152447**BENNETT (ANDRE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S152454****WOODS (KEVIN) ON H.C.**

Petition for writ of habeas corpus denied.

S152459**MCCRAY (MAURICE ELY) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Waltreus* (1965) 62 Cal.2d 218.)**S152466****LOPEZ (JOHNNY) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S152467****WAGNER (RONALD L.) ON H.C.**

Petition for writ of habeas corpus denied.

S152473**GRAY (MARVIN) ON H.C.**

Petition for writ of habeas corpus denied.

Baxter, J., was recused and did not participate.

S152477**LUDDON (JAMES F.) ON H.C.**

Petition for writ of habeas corpus denied.

S152490**WALLACE (NATHANIEL) ON H.C.**

Petition for writ of habeas corpus denied.

S152492**DICKERSON (GREGORY S.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**S152493****LEGANS (VICTOR D.) ON H.C.**

Petition for writ of habeas corpus denied.

S152497**MCCOY (JOSEPH R.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S152505****MAZZARELLE (FRANK B.) ON H.C.**

Petition for writ of habeas corpus denied.

S152506**HELD (SCOTT R.) ON H.C.**

Petition for writ of habeas corpus denied.

S152507**RIOS (ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied.

S152516**HUGHES (ROBERT L.) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Waltreus* (1965) 62 Cal.2d 218.)**S152522****HAMEL (GWAYNE ALLEN) ON H.C.**

Petition for writ of habeas corpus denied.

S152528**JOHNSON (TYRONE D.) ON H.C.**

Petition for writ of habeas corpus denied.

S152529**GILBERTSON (CHARLES) ON
H.C.**

Petition for writ of habeas corpus denied.

S152535**BREAUX (REGGIE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S152544****HORSFALL (SEAN PATRICK)
ON H.C.**

Petition for writ of habeas corpus denied.

S152551**MORGUTIA (HUMBERTO) ON
H.C.**

Petition for writ of habeas corpus denied.

S152554**CRAIG (REGINALD NELSON)
ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S152558****SMITH (FREE) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Dixon* (1953) 41 Cal.2d 756; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)**S152559****HANSON (DENNIS RAY) ON
H.C.**

Petition for writ of habeas corpus denied.

S152580**RAMEY (JOHNNY) ON H.C.**

Petition for writ of habeas corpus denied.

S152582

Petition for writ of habeas corpus denied.

HOSKINSON (ROY) ON H.C.**S152583**

Petition for writ of habeas corpus denied.

IRWIN (JESSE B.) ON H.C.**S152596**Petition for writ of habeas corpus denied.
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**VALENTINE (ROBERT) ON H.C.****S152602**

Petition for writ of habeas corpus denied.

MIJANGOS (JAIME) ON H.C.**S152611**Petition for writ of habeas corpus denied.
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750;
In re Swain (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**SMITH (JAMES E.) ON H.C.****S152612**Petition for writ of habeas corpus denied.
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**GONZALES (GONZALO R.) ON
H.C.****S152615**

Petition for writ of habeas corpus denied.

JUNIORS (REMUS) ON H.C.**S152620**Petition for writ of habeas corpus denied.
(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**FOGARTY (PATRICK) ON H.C.****S152621**Petition for writ of habeas corpus denied.
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**HESSE (THOMAS R.) ON H.C.**

S152622**H.C.**

Petition for writ of habeas corpus denied.

GONZALES (RICHARD) ON**S152625**

Petition for writ of habeas corpus denied.

DAVIS (FRANCIS W.) ON H.C.**S152630**

Petition for writ of habeas corpus denied.

WILLIAMS (MICHAEL) ON H.C.**S152631**

Petition for writ of habeas corpus denied.

GORDON (JERMAINE) ON H.C.**S152639**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

PEREZ (MARCO) ON H.C.**S152660**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

**PRATER (CHRISTOPHER K.)
ON H.C.****S152661**

Petition for writ of habeas corpus denied.

SMITH (RUSSELL) ON H.C.**S152662**

Petition for writ of habeas corpus denied.

DAVIS (DWAIN E.) ON H.C.**S152673**

Petition for writ of habeas corpus denied.

WEBB (MICHAEL) ON H.C.

S152758**GONZALES (GONZALO R.) ON
H.C.**

Petition for writ of habeas corpus denied.

S152865**DICKERSON (GREGORY S.) ON
H.C.**

Petition for writ of habeas corpus denied.

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**S154712****LOPEZ (JOHNNY) ON H.C.**

Petition for writ of habeas corpus denied.

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Swain (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S155263****GONZALES (GONZALO R.) ON
H.C.**

Petition for writ of habeas corpus denied.

S155280**VARNER (FREDERICK) ON****H.C.**

Petition for writ of habeas corpus denied.

S153397**TSAI v. PALANCO**

Publication request denied.

S153831 B197193 Second Appellate District, Div. 3**GRAY (HENRY RICHARD) ON
H.C.**

Depublication request denied.

S154197 G036451 Fourth Appellate District, Div. 3**PADILLA CONSTRUCTION v.
TRANSPORTATION
INSURANCE**

Depublication request denied.

S154308 A115404 First Appellate District, Div. 5

**ZIENTARSKI v. PAN ASIA
VENTURE CAPITAL**

Publication request denied.

S154798 B194574 Second Appellate District, Div. 3

S. (ASHLIE), IN RE

Publication request denied.

S155039 A102915 First Appellate District, Div. 5

**LIMITED STORES v.
FRANCHISE TAX BOARD**

Depublication request denied.

Corrigan, J., was recused and did not participate.

S155448 A112114 First Appellate District, Div. 2

PEOPLE v. SOUTHARD

Depublication request denied.

S141502 B169805 Second Appellate District, Div. 5

**GENTRY v. S.C. (CIRCUIT CITY
STORES)**

Time extended to consider modification or rehearing to and including November 28, 2007

S050102

PEOPLE v. HENSLEY (PAUL L.)

Good cause appearing, and based upon counsel Richard L. Rubin's representation that he anticipates filing the appellant's opening brief by December 2007, counsel's request for an extension of time in which to file that brief is granted to November 15, 2007. After that date, only one further extension totaling about 30 additional days will be granted.

S062770

**PEOPLE v. BERGMAN
(LAWRENCE E.)**

Good cause appearing, and based upon Deputy State Public Defender Harry Gruber's representation that he anticipates filing the appellant's reply brief by November 21, 2007, counsel's request for an extension of time in which to file that brief is granted to November 21, 2007. After that date, no further extension will be granted.

S078404**PEOPLE v. BRADY (ROGER H.)**

Appellant's request for relief from default is granted.

Good cause appearing, and based upon counsel Susan K. Marr's representation that she anticipates filing the appellant's reply brief by March 2008, counsel's request for an extension of time in which to file that brief is granted to November 5, 2007. After that date, only two further extensions totaling about 120 additional days are contemplated.

S092240**PEOPLE v. BOYCE (KEVIN D.)**

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 19, 2007.

S099274**PEOPLE v. BROOKS (DONALD)**

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 26, 2007.

S111336**FIGUEROA (VICENTE) ON H.C.**

Good cause appearing, respondent's request for an extension of time to file opposition to petitioner's application for leave to file exhibits under seal is granted to October 24, 2007.

Respondent's request for an extension of time to file the informal response is denied without prejudice to its renewal within five days before October 31, 2007.

S121365**SNOW (PRENTICE) ON H.C.**

Good cause appearing, and based upon Deputy Attorney General Ellen Birnbaum Kehr's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by March 1, 2008, counsel's request for an extension of time in which to file that document is granted to November 14, 2007. After that date, only two further extensions totaling about 105 additional days will be granted.

S146472**HOYOS (JAIME) ON H.C.**

Good cause appearing, and based upon counsel Michael Snedeker's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by January 15, 2008, counsel's request for an extension of time in which to file that document is granted to November 9, 2007. After that date, only one further extension totaling about 67 additional days is contemplated.

S151615 B191879 Second Appellate District, Div. 8 **AMALGAMATED TRANSIT UNION v. S.C. (FIRST TRANSIT, INC.)**

On application of real party in interest Laidlaw Transit Services and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to and including October 19, 2007.

S152074 **WILSON (LESTER) HARLAND ON H.C.**

Good cause appearing, and based upon Deputy Attorney General Alana Cohen Butler's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by January 21, 2008, counsel's request for an extension of time in which to file that document is granted to November 20, 2007. After that date, only one further extension totaling about 60 additional days is contemplated.

S153345 **BOX (CHRISTOPHER) ON H.C.**

Good cause appearing, and based upon Deputy Attorney General Randall D. Einhorn's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by January 14, 2008, counsel's request for an extension of time in which to file that document is granted to November 26, 2007. After that date, only one further extension totaling about 52 additional days is contemplated.

S154365 **PEOPLE v. DREWS (MARTIN)**

Good cause appearing therefore, in light of the fact that the clerk's transcript exceeds 10,000 pages, the request of the superior court clerk for an extension of time to complete the clerk's transcript on appeal is granted. (See Cal. Rules of Ct., rule 8.616(d)(1),(2).) The superior court clerk is directed to complete the clerk's transcript on appeal on or before October 10, 2007, and to notify the Clerk of this court in writing as soon as the transcript is completed.

S155331 **MCDERMOTT (MAUREEN) ON H.C.**

Good cause appearing, and based upon Deputy Attorney General G. Tracey Letteau's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by November 26, 2007, counsel's request for an extension of time in which to file that document is granted to November 26, 2007. After that date, no further extension is contemplated.

S004719**PEOPLE v. PRICE (CURTIS FLOYD)**

Good cause appearing, the "Motion for Leave to Withdraw As Counsel," and the "Motion for Appointment of New Associate Counsel and for Designation of Current Associate Counsel as Lead Counsel," each filed August 31, 2007, are granted. The order appointing Karen S. Sorenson as lead counsel of record for condemned prisoner Curtis Floyd Price, filed April 15, 1998, is hereby vacated. Robert L. McGlasson, appointed counsel appearing pro hac vice (see Cal. Rules of Court, rule 9.40(a)), is hereby designated as lead counsel of record for condemned prisoner Curtis Floyd Price, and Jan Nielsen Little is hereby appointed as associate counsel of record for Price. Counsel are appointed for purposes of all postconviction proceedings in this court, and for subsequent proceedings including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

Werdegar, J., was recused and did not participate.

S055856**PEOPLE v. ROMERO & SELF**

Respondent's "Motion to Augment The Record on Appeal," filed on July 25, 2007, is granted. The record is augmented to include the copies of juror questionnaires included in exhibits 2 through 11 of respondent's motion. (Cal. Rules of Court, rules 8.155, 8.340(c), and 8.634(c); Evid. Code, § 1400, see also former Cal. Rules of Court, rule 39.51(a)(1), repealed eff. Jan. 1, 2004; cf. Cal. Rules of Court, rule 8.610(A)(1)(P).

S057242**PEOPLE v. SPENCER
(CHRISTOPHER A.)**

Appellant Spencer's "Joint Request for Order Identifying Seated Jurors and Alternate Jurors by Original Panel Numbers," filed September 10, 2007, is granted. The Clerk is directed to prepare a redacted copy of the "Amended Juror Key" in which the names and any other personal identifying information of the sworn jurors and alternates have been removed. The Clerk is further directed to make the unsealed and redacted copy described above part of the public record for this appeal and send copies to counsel for the parties.

S134873 A106618 First Appellate District, Div. 2**HEBREW ACADEMY OF SAN
FRANCISCO v. GOLDMAN**

The request of counsel for respondents in the above-referenced cause to allow two counsel to argue on behalf of respondents at oral argument is hereby granted. The request of respondents to allocate to amici curiae Aeonix Publishing Group et al. 10 minutes of respondents' 30-minute allotted time for oral argument is granted.

S152704**LABRUCHERIE ON
DISCIPLINE**

It is hereby ordered that **JOHN RAYMOND LABRUCHERIE, State Bar No. 141051**, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. It is ordered that he comply with rule 9.20 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed. (See (Bus. & Prof. Code, § 6126, subd. (c).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code § 6140.7 and as a money judgment.

S152822 B194568 Second Appellate District, Div. 5 **C. (CHARLISSE), IN RE**
The application of Appellant Children's Law Center of Los Angeles for permission to file Appellant's Consolidated Answer Brief on the Merits is hereby granted.

S152912**HART (JOSEPH WILLIAM) ON
H.C.**

Petitioner's "Motion for Leave to File Exhibits in Support of Petitioner's Petition for Writ of Habeas Corpus under Seal," filed on May 22, 2007, is granted. As to Exhibits 155 and 157, the court expressly makes the findings required by California Rules of Court, rules 2.550(d) and 8.160.

S154660**DAVIS, ACCUSATION OF**

Petition denied.

S154747**WILSON, ACCUSATION OF**

Petition denied.

S154761**WILSON, ACCUSATION OF**

Petition denied.

S154797**SUAREZ, ACCUSATION OF**

Petition denied.

S154981**WOODALL, ACCUSATION OF**

Petition denied.

S155127

Petition denied.

RIVERA, ACCUSATION OF

S155131

Petition denied.

TAN, ACCUSATION OF

S155152

Petition denied.

STEWART, ACCUSATION OF

S155185

Petition denied.

SHEPHERD, ACCUSATION OF

S155261

Petition denied.

LEE, ACCUSATION OF

S155332

Petition denied.

MELTZER, ACCUSATION OF

S155338

Petition denied.

WILLIAMS, ACCUSATION OF

S155341

Petition denied.

TUNNELL, ACCUSATION OF

S155371

Petition denied.

MESTAYER, ACCUSATION OF

S155399

Petition denied.

PENDLETON, ACCUSATION OF

S155445

Petition denied.

RIVERA, ACCUSATION OF**S155482**

Petition denied.

HODGES, ACCUSATION OF**S155525**

Petition denied.

WU, ACCUSATION OF**S155665**

Petition denied.

BROOKS, ACCUSATION OF**S154921****WONG ON DISCIPLINE**

It is ordered that **RICHARD WONG, State Bar No. 192970**, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be actually suspended from the practice of law for one year and until the State Bar Court grants a motion to terminate his actual suspension pursuant to rule 205 of the Rules of Procedure of the State Bar of California. Credit toward the period of actual suspension is given for the period of involuntary inactive enrollment which commenced on May 9, 2007. (Bus. & Prof. Code, § 6007, subd. (d)(3).) Respondent is also ordered to comply with the conditions of probation, if any, hereinafter imposed by the State Bar Court as a condition for terminating his actual suspension. If respondent is actually suspended for two years or more, he must remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. It is further ordered that he comply with rule 9.20 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order.* Costs are awarded to the State Bar in accordance with Business and Professions Code § 6086.10 and are enforceable both as provided in Business and Professions Code § 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S154922**QUINTILONE ON DISCIPLINE**

It is ordered that **RICHARD E. QUINTILONE, II, State Bar No. 200995**, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on May 31, 2007. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code § 6086.10 and one-third of said costs be paid with membership fees for the years 2008, 2009, and 2010. It is further ordered that if respondent fails to pay any installment within the time provided herein or as may be modified by the State Bar Court pursuant to § 6086.10, subdivision (c), the remaining balance of the costs is due and enforceable both as provided in Business and Professions Code § 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S152705**LABRUCHERIE ON
RESIGNATION**

This court having received and considered the voluntary resignation of **JOHN RAYMOND LABRUCHERIE, State Bar No. 141051**, as a member of the State Bar of California, declines to accept the resignation. (Cal. Rules of Court, rule 9.21(d).)

S034704**PEOPLE v. STEVENS**

In the above-entitled matter, a case in which the sentence of death was imposed, the court filed its decision on June 4, 2007, more than 150 days after the certification of the record, because of the following extraordinary and compelling circumstances:

1. The size of the record on appeal (totaling 22, 729 pages). 2. The necessity to grant appellant, for good cause, ten extensions of time which to submit his briefs. 3. The necessity to grant respondent, for good cause, one extension of time within which to submit its brief. 4. The number and complexity of the issues raised on appeal and the extensiveness of the briefing of the parties. The parties' briefs totaled more than 290 pages and more than seven issues were raised.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (Motion No. 782)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place: (See original application for the attached list of names.)

